

**Arizona State Board of Homeopathic Medical  
Examiners  
Minutes of Regular Meeting  
July 12, 2005**

**I. CALL TO ORDER**

Presiding officer, Charles Schwengel DO, MD(H), called the meeting to order at 9:00 a.m.

**II. ROLL CALL and ANNOUNCEMENTS**

The following board members were present:

Charles Schwengel, DO, MD(H) President

Annemarie Welch, MD, MD(H), Vice-President

Kathy Patrick, Public Member

Don Farris, Public Member

Garry Gordon, MD, DO, MD(H)

Todd Rowe, MD, MD(H)

Terrie Sanders, Assistant Attorney General, Christine Springer, Executive Director and members of the public were also present.

Dr. Schwengel welcomed new board members, Kathy Patrick and Todd Rowe, MD MD(H). Ms. Patrick was appointed as a public member representative and replaces Ms. Anna Prassa. Dr. Rowe was appointed as a representative of the profession and replaces Dr. Bruce Shelton.

**III. REVIEW/APPROVAL OF MINUTES**

Dr. Welch made motions adopting the May 10, 2005 Regular and Executive Session Meeting Minutes. Mr. Farris seconded both motions that passed unanimously.

**IV. REVIEW, DISCUSS, AND POSSIBLE ACTION – LICENSE REVIEWS**

**A. *Physicians – new applications***

Dr. William Cowden, M.D. was present and responded to questions from the Board concerning his medical background and application. Following the discussion Dr. Cowden was directed to present an oral review of clinical case number eight. Dr. Gordon made a motion approving Dr. Cowden's application for a homeopathic license. Dr. Welch seconded the motion that passed with a majority vote. Dr. Todd Rowe was recused from the discussion.

Dr. Sally Schutz, MD was present and addressed the Board. She provided a background on the development of her interest in alternative medicine and an overview of her current medical practice. Dr. Schutz presented an oral review of clinical case number two. Dr. Gordon made a motion approving Dr. Schutz's application for a homeopathic license. Mr. Farris seconded the motion that passed unanimously.

Dr. Gary Page, MD was present and responded to questions regarding his license application. Following this discussion Dr. Page presented an oral review of clinical case number one. Dr. Gordon made a motion approving Dr. Page's application for a homeopathic license. Dr. Welch seconded the motion that passed with a majority vote. Dr. Todd Rowe was recused from discussion of this matter.

***B. Physicians – tabled application***

Discussion of Dr. Parrish's application was deferred, at the applicant's request, to the next regular meeting.

***C. Homeopathic Medical Assistants – new applications***

Dr. Welch led the discussion of this agenda item. Dr. Gordon made a motion approving the homeopathic medical assistant application submitted by Christine Davis who will work under the supervision of Dr. Thomas Lodi. Ms. Patrick seconded the motion and clarified that the Basic EMT curriculum does not include training to insert an IV. The motion passed with a majority vote. Dr. Schwengel was recused from participating in the discussion.

Dr. Gordon commented that board staff may want to change their administrative notification process to include additional information about the regular board meeting and encourage homeopathic medical assistant applicants to attend and be available to respond to questions regarding their application.

***The Board adjourned for a ten minute break at 10:30 a.m.***

**V. REVIEW, CONSIDERATION AND ACTION REGARDING INVESTIGATIONS/COMPLAINTS**

***Initial Reviews***

**05-21 Charles Crosby, DO, MD(H) Self report on 2005 License Renewal Application – pursuant to A.R.S. §32-2915(F)**

At 11:00 a.m. Dr. Crosby joined the board meeting by teleconference. The Board asked him to provide a detailed summary of the events that led to the suspension of his Florida osteopathic license. In making his response Dr. Crosby stated that no patients had complained to the Florida Osteopathic Board. However, he had been concerned about a loss of social inhibition and initially sought advice from the Florida Osteopathic Medical Association who suggested he enter the Physicians Referral Network (PRN) for treatment with therapy. In response to a question from Dr. Schwengel, Dr. Crosby stated that his Florida license was placed in a suspended/active status effective 11/24/04. He may not provide patient care but can act in an educational capacity. He is currently undergoing weekly group counseling.

Assistant Attorney General Sanders discussed actions that the Board may consider including voting the matter to hearing or entering into a consent

agreement and crafting specific terms of practice that Dr. Crosby would adhere to should he come to Arizona to practice. Dr. Schwengel stated that he did not find specific examples that showed Dr. Crosby had acted unprofessionally. Dr. Welch inquired whether or not Dr. Crosby had violated sexual boundaries with his staff or patients. Dr. Rowe expressed concern about the diagnosis entered by Dr. Crosby's PRN therapist.

Assistant Attorney General Sanders reiterated that the Board may not assume that Dr. Crosby would remain in Florida and stated that his homeopathic license allows him to practice homeopathy within Arizona at any time. She discussed their options regarding whether or not they may want to consider voting the matter to hearing at which Dr. Crosby would have to demonstrate that he could practice homeopathic medicine safely. The Board could also craft a Consent Agreement and have Dr. Crosby stipulate to certain terms as a condition of his licensure.

Dr. Rowe stated that he had serious concerns regarding Dr. Crosby's diagnosis. He explained that the diagnosed condition is a serious illness that requires intense monitoring and that monthly group counseling may not be adequate to resolve the issues. Ms. Patrick stated that the Board would need a current psychologist's evaluation in order to make an informed decision about possible action by the Board against Dr. Crosby's homeopathic license. Dr. Crosby stated that he would be willing to ask his current psychologist to write a summary of his diagnosis, the results of past counseling sessions and his present prognosis.

The Board directed Mrs. Springer to prepare a letter requiring Dr. Crosby to submit for Dr. Rowe's evaluation, the names, addresses, and credentials of three psychologists not employed by the Florida PRN to be provided within 60 days of receipt of the Board's letter. Dr. Rowe agreed to review credentials and select one of the professionals who would then interview Dr. Crosby and at Dr. Crosby's expense, prepare a psychological evaluation. Dr. Crosby would also be asked to include a report from his current psychologist that details a psychological summary of his condition and the results of his past counseling sessions and present prognosis.

The Board agreed that no further action regarding Dr. Crosby's license would be taken until the information indicated in the above paragraph was available to them for their review. They discussed a four month time frame for the provision of the information indicated above.

#### **05-15 Anonymous vs. Pamela Morford, MD, MD(H)**

Dr. Welch made a motion to defer this matter to the next regular meeting and notify Dr. Morford that an investigational interview will be held pursuant to A.R.S. §32-2934( C ). Dr. Gordon seconded the motion.

During discussion Dr. Welch suggested that based upon the type of care provided to the patient, the treatments are more appropriately reviewed by the Homeopathic Medical Board.

Mrs. Springer informed the Board that a second complaint is pending a response from Dr. Morford. The Board asked Mrs. Springer to notify Dr. Morford of their intent to hold an investigative interview at the next meeting and that both complaints would be discussed.

The motion passed unanimously. Roll call to defer this matter to the next regular meeting and send notice of the Board's intention to conduct an investigational interview: Farris, Gordon, Schwengel, Welch, Patrick, and Rowe.

**05-16 Anonymous vs. Frank Martin – Unlicensed Practitioner**

The executive director presented the results of the investigation conducted in this matter and indicted that Mr. Martin did not appear to be in violation of A.R.S. §32-2931 . Following a brief discussion, Mr. Farris made a motion to close the investigation without further action.

Dr. Gordon seconded the motion that passed unanimously. Roll call to close the investigation: Farris, Gordon, Schwengel, Welch, Patrick, and Rowe.

**05-17 B.M-K vs. David Korn DO, MD(H)**

Dr. Schwengel recused himself from the discussion of this matter. Dr. Welch conducted the discussion on this matter and noted that Dr. Korn had been slow to provide the medical records requested by the complainant. However, noting that Dr. Korn had apologized and the complainant had expressed her satisfaction with the outcome by the provision of the medical records as requested, Dr. Welch made a motion to close the investigation and dismiss the matter noting that no violations of law had occurred. Dr. Rowe seconded the motion.

Motion passed with a majority vote. Roll call to dismiss the matter and close the investigation: Welch, Farris, Gordon, Patrick, and Rowe.

**05-20 J.M. & A.M. (for L.M.) vs. Thomas Grade MD, MD(H)**

Dr. Welch stated that she did not believe that this matter would fall within the jurisdiction of the Board since no homeopathic care was provided to the complainant. The Board requested that the matter be returned to the Arizona Medical Board. The Board tabled the matter without further action.

**VI. REVIEW, CONSIDERATION, and ACTION ON PROFESSIONAL BUSINESS**

1. The Board appointed Mr. Farris to serve as their secretary-treasurer. He serves out the remainder of Ms. Anna Prassa's term who had previously served in the office.

2. Mrs. Springer stated that she had not been successful in contacting the proper authorities at the DEA regarding their re-classification of homeopathic physicians to mid-level practitioner. She stated that she would continue to work on resolving the matter. The Board suggested that the Assistant Attorney General may be helpful in initiating further dialogue.
3. Dr. Gordon made a motion approving a request by the Society of Homotoxicology of North America to increase the number of training hours to 54. The motion was seconded by Dr. Rowe and passed unanimously.
4. The Board did not comment on the Notice of Exempt Rulemaking filed by the Department of Health Services regarding Laboratories R9-14-101-103.

#### **VII. REVIEW, DISCUSS AND ACTION REGARDING OTHER BUSINESS**

1. Mrs. Springer briefed the Board regarding current revenues. She stated that she was in the process of preparing the fiscal year 2007 budget and would have the thirteenth month report that reflect the closing out of fiscal year 2006 at the next regular meeting. Based on the May 30<sup>th</sup> revenue report, the Board has realized 93% of its projected revenue and appears to be on track to realize 100% of projections by the end of the 2005 fiscal year.

#### **VIII. FUTURE AGENDA ITEMS**

Mr. Farris requested a discussion concerning parameters for recusals be placed on the next agenda.

#### **IX. CALL TO THE PUBLIC**

Mrs. Amana Jacobs commended and thanked new board members, Rowe and Patrick for their service. She stated that she was pleased by comments they made during the meeting that indicated their interest in the protection of the public.

#### **X. ESTABLISHMENT OF FUTURE MEETING DATES**

None

#### **CLOSE OF BUSINESS/ADJOURNMENT**

The meeting adjourned at 12:25 p.m. following a motion by Dr. Gordon. Mr. Farris seconded the motion that passed unanimously. The next Regular Meeting of the Board will convene at the State Board's Offices, 1400 W. Washington, Basement Conference Room B-1, Phoenix, Arizona, 9:00 AM, on **September 13, 2005**.

Respectfully Submitted,

Christine Springer  
Executive Director